

Providence/Bristol County Superior Court

Case Summary

Case No. P2-2007-3844A

YARA CHUM

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Location: **Providence/Bristol County
Superior Court**

§

Filed on: **11/06/2007**

Case Information

Offense	Statute	Degree	Offense Date	Filed Date	Case Type: Felony Case Status: 10/21/2009 Closed
Jurisdiction: Cranston Police Department					
1. FELONY ASSAULT/FIREARM DEVICE	11-5-2.1	F	07/01/2007	11/06/2007	
Offense Reports					
Agency: Cranston Police Department 5 Garfield Avenue Cranston, RI, 02920					
Filed As: FELONY ASSAULT Original Statute: 11-5-2(a) Original Degree: F Amended Date: 10/21/2009					
2. FELONY ASSAULT/FIREARM DEVICE	11-5-2.1	F	07/01/2007	11/06/2007	
Offense Reports					
Agency: Cranston Police Department 5 Garfield Avenue Cranston, RI, 02920					
Filed As: FELONY ASSAULT Original Statute: 11-5-2(a) Original Degree: F Amended Date: 10/21/2009					

Related Cases

32-2007-05043 (Related Case Number)

Statistical Closures

10/21/2009 Disposed at Trial

10/21/2009 Disposed at Trial

Bonds

Property Bond #PS-09-014187
06/23/2009 Posted
Counts: 1

Party Information

Plaintiff State of Rhode Island**Defendant** CHUM, YARA

DOB: [REDACTED]

SID: [REDACTED]

Dion, Todd
Retained**Agency** CRANSTON POLICE DEPARTMENT

SID: [REDACTED]

Case Summary

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Dispositions

10/21/2009 **Disposition** (Judicial Officer: Judge, Unassigned)
 1. FELONY ASSAULT/FIREARM DEVICE
 Not Guilty By Jury

10/21/2009 **Disposition** (Judicial Officer: Judge, Unassigned)
 2. FELONY ASSAULT/FIREARM DEVICE
 Not Guilty By Jury

Case Events

07/02/2007 Complaint Filed

07/02/2007 Referred to Felony Screening

07/02/2007 Surety Bail Set

08/30/2007 Surety Bail Set

08/30/2007 Completed

11/14/2007 Information Filed
 Party: Plaintiff State of Rhode Island

11/26/2007 Case Passed for Arraignment

11/26/2007 Referred to the Public Defender

12/03/2007 Representation Problem

12/03/2007 Referred to the Public Defender

12/10/2007 Defense Not Ready

12/17/2007 Defendant Arraigned and Pleads Not Guilty

12/17/2007 Pre-Trial Notice Issued

12/17/2007 No Contact Order

12/17/2007 Surety Bail Set

01/02/2008 Entry of Appearance by Public Defender
 Party: Public Defender BROUSSEAU, RICHARD A.

01/03/2008 Date Deleted

02/04/2008 Defense Attorney Unavailable

02/11/2008 Pending Further Investigation

02/25/2008 Prosecutor Unavailable

03/10/2008 Pending Further Investigation

03/24/2008 Prosecutor On Trial in Other Court

03/31/2008 Pending Further Investigation

04/14/2008 Pending Further Investigation

05/05/2008 Pending Further Investigation

05/12/2008 Case Passed for Trial

06/30/2008 Passed

07/28/2008 Pending Further Investigation

11/10/2008 Passed

11/14/2008 Motion to Reduce Bail
 Party: Defendant CHUM, YARA

Case Summary

Case No. P2-2007-3844A

11/17/2008 Motion to Dismiss
Party: Defendant CHUM, YARA

11/20/2008 Motion Withdrawn

11/20/2008 Payment Applied

12/04/2008 Bail Posted - Cash

12/04/2008 Recognizance Filed

02/16/2009 Passed

03/26/2009 Presented as a Violator

03/26/2009 Defendant Held Without Bail

03/26/2009 Violation Report
Party: Plaintiff State of Rhode Island

04/09/2009 Pending Further Investigation

04/24/2009 Defense Attorney on Trial Other Calendar

05/07/2009 Defense Attorney On Other Calendar

05/22/2009 Pending Further Investigation

06/08/2009 Entry of Appearance
Party: Private Attorney Dion, Todd

06/08/2009 Date Deleted

06/09/2009 Add to Ready Trial Calendar

06/12/2009 Pending Further Investigation

06/16/2009 Consideration of Disposition

06/17/2009 Motion for Discovery and Inspection
Party: Defendant CHUM, YARA

06/22/2009 Admits/Declared to be a Violator

06/22/2009 Declared to be a Violator

06/22/2009 Surety Bail Set

06/22/2009 Recognizance Filed
Party: Defendant CHUM, YARA

06/23/2009 Bail Posted/Surety Real Estate

06/23/2009 Affidavit of Bail Filed

06/24/2009 Cash Bail is Released

06/29/2009 Check Issued
Party: Defendant CHUM, YARA

06/30/2009 Motion to Furnish Evidence Favorable to the Accused
Party: Defendant CHUM, YARA

06/30/2009 Motion to Suppress Evidence
Party: Defendant CHUM, YARA

06/30/2009 Motion to Suppress
Party: Defendant CHUM, YARA

06/30/2009 Motion to Suppress Statements
Party: Defendant CHUM, YARA

07/15/2009 Date Vacated by Judge

07/22/2009 Answer to Defendant Motion Evidence Favor Accused
Party: Plaintiff State of Rhode Island

07/22/2009 Response to Defendant's Request for Discovery and Inspection
Party: Plaintiff State of Rhode Island

Case Summary

Case No. P2-2007-3844A

07/22/2009 Request for Discovery and Alibi
Party: Plaintiff State of Rhode Island

09/08/2009 Add to Ready Trial Calendar

10/14/2009 Violation Report

10/14/2009 Defendant Held Without Bail

10/19/2009 Case Opens to Jury/Trial Proceeds

10/21/2009 Passed

10/21/2009 Trial Proceeds and Concludes

10/21/2009 By Consent, Charge is Amended

10/21/2009 Other Document

10/21/2009 Exhibits Withdrawn

10/21/2009 Disposed at Trial
Party: Defendant CHUM, YARA

11/12/2009 Charge, Disposition Changes

11/12/2009 Charge, Disposition Changes

Hearings

11/26/2007 **Pre-Arraignment Conference** (9:00 AM) (Judicial Officer: Kenny (Retired), Magistrate Susan L.)
Case Passed for Arraignment

12/03/2007 **Arraignment** (9:00 AM) (Judicial Officer: McAtee (Retired), Associate Justice William J.)
Representation Problem

12/10/2007 **Arraignment** (9:00 AM) (Judicial Officer: McAtee (Retired), Associate Justice William J.)
Defense Not Ready

12/17/2007 **Arraignment** (9:00 AM) (Judicial Officer: McAtee (Retired), Associate Justice William J.)
Defendant Appears, Is Arraigned and Pleads Not Guilty

01/08/2008 **Determination of Attorney** (9:30 AM) (Judicial Officer: Keough (Retired), Magistrate Joseph A.)
Date Deleted

02/04/2008 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Defense Attorney Unavailable

02/11/2008 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Pending Further Investigation

02/25/2008 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Prosecutor Unavailable

03/10/2008 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Pending Further Investigation

03/24/2008 **Pre Trial Conference** (6:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Occurred

03/31/2008 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Pending Further Investigation

04/14/2008 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Indeglia, Gilbert V.)
Pending Further Investigation

05/05/2008 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Pending Further Investigation

05/12/2008 **Pre Trial Conference** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Case Passed for Trial

06/30/2008 **Trial** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Hearing Passed

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07/28/2008 **Trial** (9:30 AM) (Judicial Officer: Pfeiffer (Retired), Associate Justice Mark)
Pending Further Investigation

11/10/2008 **Trial** (9:30 AM) (Judicial Officer: Keough (Retired), Magistrate Joseph A.)
Hearing Passed

11/20/2008 **Hearing on Motion to Reduce Bail** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Motion Withdrawn

11/20/2008 **Hearing on Pro Se Motion** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Occurred

02/16/2009 **Trial** (9:30 AM) (Judicial Officer: Procaccini, Associate Justice Daniel A.)
Hearing Passed

04/09/2009 **Violation of Bail** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Pending Further Investigation

04/23/2009 **Violation of Bail** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Defense Attorney on Other Calendar

05/07/2009 **Violation of Bail** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Defense Attorney on Other Calendar

05/22/2009 **Violation of Bail** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Pending Further Investigation

06/08/2009 **Trial** (9:30 AM) (Judicial Officer: McAtee (Retired), Associate Justice William J.)
Case Passed for Trial

06/11/2009 **Violation of Bail** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Date Deleted

06/12/2009 **Violation of Bail** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Pending Further Investigation

06/16/2009 **Violation of Bail** (9:00 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Consideration of Disposition

06/22/2009 **Violation of Bail** (9:30 AM) (Judicial Officer: Carnes, Associate Justice William E., Jr.)
Admits/Declared to be a Violator

07/20/2009 **Trial** (9:30 AM) (Judicial Officer: McAtee (Retired), Associate Justice William J.)
Date Vacated by Judge

09/07/2009 **Trial** (9:30 AM) (Judicial Officer: McAtee (Retired), Associate Justice William J.)
Case Passed for Trial

10/12/2009 **Trial** (9:30 AM) (Judicial Officer: McAtee (Retired), Associate Justice William J.)
Occurred

10/19/2009 **Bail Hearing** (9:30 AM) (Judicial Officer: Savage (Retired), Associate Justice Judith C.)
Hearing Passed

10/19/2009 **Trial** (9:30 AM) (Judicial Officer: Savage (Retired), Associate Justice Judith C.)
Case Opens to Jury / Trial Proceeds

Bond Settings

07/02/2007 **Bond Setting**
Surety \$0.00

08/30/2007 **Bond Setting**
Surety \$0.00

12/17/2007 **Bond Setting**
Surety \$0.00

03/26/2009 **Bond Setting**
Held Without Bail

Case Summary

Case No. P2-2007-3844A

06/22/2009 **Bond Setting**
Surety \$0.00

10/14/2009 **Bond Setting**
Held Without Bail



Arrest #: 07-36259-AR

Call #: 07-36259

NOT FOR PUBLIC RELEASE

Date/Time Reported: 07/01/2007 @ 2022
Arrest Date/Time: 07/01/2007 @ 2025
Booking Date/Time: 07/01/2007 @ 2200
Involves: Juveniles, Gangs



Court: PROVIDENCE SUPERIOR COURT
Court Date: 11/06/2007 @ 0900
Reporting Officer: Lieutenant SEAN PARKER
Approving Officer: Major ROBERT QUIRK

Signature: _____

Bail For Court: 3RD DISTRICT COURT Set: 07/02/2007 @ 0900
Surety Bail Set 25000.00
Surety Bail Set on new charge. HWOB on bail violation and ICE detainer. Non
Domestic NCO's with both victims.
Bail Set By: Judge Erickson
Bail Unpaid:

Signature: _____

#	DEFENDANT(S)	SEX	RACE	AGE	SSN	PHONE
1	CHUM, YARA YA 1 WEST HARRY ST Apt. #2ND CRANSTON RI	M	A	18		
	HEIGHT: 506 BODY: NOT AVAIL. DOB: [REDACTED] STATE ID: 10158323 LICENSE NUMBER: RI 2691730 LOCAL ID: J - 10281	WEIGHT: 155	HAIR: BLACK COMPLEXION: NOT AVAIL. PLACE OF BIRTH: TAILAND FBI ID: ETHNICITY: NOT HISPANIC	EYES: BROWN		
[CONTACT INFORMATION]						
	Home Phone	(Primary)	401-573-8844			
[APPEARANCE]						
	GLASSES WORN: NO					
	ALIAS LAST NAME	FIRST NAME	MIDDLE NAME	SSN	DOB	
	CHUM	YA		NOT AVAIL	08/30/1988	
	PIRUMUTHERFUCKER			NOT AVAIL	NOT AVAIL	

Arrest #: 07-36259-AR

Call #: 07-36259

#	DEFENDANT(S)	SEX	RACE	AGE	SSN	PHONE
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[FAMILY/EMPLOYMENT INFORMATION]

MARITAL STATUS: SINGLE

FATHER'S NAME: CHUM, SOCHANNA

MOTHER'S NAME: PANG, SOKHA

EMPLOYER/SCHOOL: CHARTER SCHOOL
4 SHARPE DR
CRANSTON RI 02920

OCCUPATION: STUDENT

[RIGHTS/BOOKING CHECKS]

RIGHTS ADVISED BY: Captain SEAN M PARKER DATE/TIME: 07/01/2007 @ 2025

PHONE USED: Y PHONED DATE/TIME: 07/01/2007 @ 2220

ARRESTEE SECURED: Y 07/01/2007 2200

ARRESTEE CELL #: 2

FINGERPRINTED: Y

PHOTOGRAPHED: Y

SUICIDE CHECK: Performed

PERSONS: State&Federal

NCIC VEHICLE CHECK: Not Performed

INJURY OR ILLNESS: N

#	OFFENSE(S)	ATTEMPTED	TYPE
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LOCATION TYPE: Residence/Home/Apt./Condo Zone: 24, BEAT 8
204 MAPLEWOOD AVE
CRANSTON RI

1	FELONY ASSAULT/ DANG. WEAPON OR SUBSTANCE	N	Felony
	11-5-2 11-5 2		

OCCURRED: 07/01/2007 2022

WEAPON/FORCED USED: Firearm (Unspecified)

AGGR. ASSAULT/HOMICIDE: Gangland

Arrest #: 07-36259-AR

Call #: 07-36259

#	VICTIM(S)	SEX	RACE	AGE	SSN	PHONE	
1	<div></div> <div>DOB: <div></div> EMPLOYER: STUDENT CHSE . INJURIES: None ETHNICITY: Hispanic RESIDENT STATUS: Resident VICTIM CONNECTED TO OFFENSE NUMBER(S): 1 RELATION TO: CHUM YARA CONTACT INFORMATION: Home Phone (Primary) <div></div></div> <div></div>	M	W	15	NOT AVAIL	<div></div>	
2	<div></div> <div>DOB: <div></div> EMPLOYER: CLASSIC CAR WASH . INJURIES: None ETHNICITY: Hispanic RESIDENT STATUS: Resident VICTIM CONNECTED TO OFFENSE NUMBER(S): 1 RELATION TO: CHUM YARA CONTACT INFORMATION: Home Phone (Primary) <div></div></div> <div></div>	M	W	22	NOT AVAIL	<div></div>	
#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
1	HERNANDEZ, ANA M 204 MAPLEWOOD AVE CRANSTON RI DOB: <div></div>	PARENT	F	W	42	<div></div>	<div></div>
2	VUTHY, SARATH 27 CUTTING AVE Apt. #2 CRANSTON RI DOB: <div></div>	PARTICIPANT	M	A	21		
3	<div></div>	PARTICIPANT	M	A	16		
4	CHUM, SOCHANNA 1 WEST HARRY ST Apt. #2ND CRANSTON RI 02920 DOB: <div></div>	PARENT	M	A	46		

Arrest #: 07-36259-AR

Call #: 07-36259

#	OTHER PROPERTIES	PROPERTY #	STATUS
1	CDR DISC DISPATCH 7/1/07 204 MAPLEWOOD QUANTITY: 1 SERIAL #: N148NE192D801332E2 DATE: 10/13/2009	09-5175-PR VALUE: \$1.00	Evidence (Not Nibrs Reportable)
2	DISPATCH CALL LOG 7/1/07 07-36259 QUANTITY: 1 SERIAL #: NOT AVAIL DATE: 10/13/2009	09-5176-PR VALUE: \$1.00	Evidence (Not Nibrs Reportable)

Entered: 07/01/2007 @ 2238 Entry ID: 417
Modified: 07/01/2007 @ 2343 Modified ID: 417
Approved: 07/02/2007 @ 0724 Approval ID: 281

On 7/1/07 at approximately 2022 hours, dispatch issued a broadcast stating two subjects just had a firearm pointed at them from a vehicle in the area of 204 Maplewood Ave. Dispatch went on to say the suspect was driving by the residence in RI Reg IM881, on a red Honda sedan, when an unknown suspect pointed a handgun at two victims. RI Reg IM881 came back to an address of 1 West Harry Street on a 1991 Honda. I have had several contacts in the past with this vehicle and am familiar with a subject named Yara Chum who usually operates this vehicle and resides at 1 West Harry Street. Officer Boucher and I immediately responded to 1 West Harry Street and as we arrived, I observed several subjects in the rear yard of the residence. As I approached the subjects, I identified one of the subjects as being Yara Chum and he was with two other subjects later identified as [REDACTED] and Sarath Vuthy. I also observed RI Reg IM881 parked in the rear yard of the residence. Yara, [REDACTED] and Sarath were all detained and taken away from the scene and a perimeter was established around the residence. [REDACTED] stated there were several subjects still inside the residence and he was not sure who they were. While continuing to establish a perimeter, I observed several subjects moving around inside the residence and looking out the windows at us.

Sgt. Carmody and Sgt. Brooks along with multiple other patrol units arrived on scene to assist. All of the residents were requested to exit the residence and in order to secure the safety of the scene, the interior of the residence was checked and no other subjects were located inside. While on scene I was notified the victims, a female identified as Rene Hernandez and a male juvenile identified as [REDACTED] knew the suspect as Yara Chum from past problems they have had with him. Rene and [REDACTED] stated Yara was the one who pointed a handgun at them, they could identify him, and they wanted charges pressed. A show-up was conducted at the scene and Rene and [REDACTED] positively identified Yara as the person who pointed a handgun at them (Refer to Officer Cannon's supplement).

Yara was taken into custody, read his rights, and secured in my patrol vehicle. I transported Yara to headquarters where he was processed, given use of the telephone, and secured in cell 3. Yara completed a rights form and a property form which were secured in the sheriff's office. RI Reg IM881 and Yara's bedroom were searched attempting to locate the firearm without success (Refer to Officer Boucher and Officer Josephson's supplements). Yara is charged with one count of Assault with a Dangerous Weapon.

Entered: 07/09/2007 @ 1251 Entry ID: 865
Modified: 07/09/2007 @ 1338 Modified ID: 865

Detective Supplemental Report

07-36259-AR

Det. Grant, #289

Date & Time of Report: 070507/1512 07/09/2007 1252 sc

I was made aware of a gang member by the name of Yarachum ? who was arrested under this AR with regards to him pointing a gun at two individuals over on Maplewood Avenue. The individuals that he had pointed the gun at is OCG (original crypt gang) who are rival members of the young bloods. These individuals who live at 204 Maplewood Avenue are the Hernandez known to me as OCG members. However there was a gun pointed at them, they positively identified Garachum who was in the vehicle of IM-888 a red Honda, and they stated that they did positively identify him pointing the gun at them. It should be noted that that vehicle IM-888 comes back to Samnang Tep d.o.b. [REDACTED], he is usually the one operating that vehicle, however a fellow gang member of his Yarachum who was arrested under this report was arrested under this report lives at 1 West Harry on the 2nd floor, which may be listed as 3 West Harry. He was apprehended by Off. Sean Parker and taken into custody after he was positively identified and charged. He was held without bail and charged with ADW.

I did go into the report and check off the prompt which indicated gangs due to the fact that this is a gang matter and one of the reports is in order. A follow up was done and completed on 7/2/07 and my report was called into today the 5th of July.

Entered: 10/13/2009 @ 1925 Entry ID: 353
Modified: 10/13/2009 @ 2211 Modified ID: 353

On 7/1/07 at approximately 2020 hrs. I was contacted at home via my personal cell phone [REDACTED] by [REDACTED], a person known to me through my duties as a City of Cranston Police Officer and resident of [REDACTED] Cranston, RI. [REDACTED] stated to me that a person whom he knows as Yara Chum just pointed a handgun at himself and his brother Renee as they were in the driveway area of their residence, 204 Maplewood Ave., Cranston. [REDACTED] went on to say that Yara Chum was driving a red Honda Accord and left traveling Everly St. toward Maplewood Ave. Upon asking [REDACTED] if he was positive that Yara Chum was the person who pointed the gun at he and his brother; [REDACTED] stated that he was. After this brief conversation with [REDACTED] I contacted CPD dispatch via telephone and relayed the nature of [REDACTED] complaint and the information that he gave to me. In addition to giving them the name of the vehicle operator (Yara Chum), the presence of a firearm, and the general description of the vehicle, I advised the dispatcher that Yara Chum is known to drive a red Honda Accord, RI registration IM-881. I also told the dispatcher that Yara Chum presently resides at 1 West Harry St., that the vehicle, IM-881, is currently registered to the parent of Yara's friend, Samnang Tep (also residing at [REDACTED]) and that this address was a possible location for the car. After hanging up with dispatch, I called [REDACTED] back and told him, along with his brother, to file reports with CPD officers detailing the incident.

It should be noted that Yara Chum is known to me through many contacts with him during my duties as a Police Officer and that while performing these duties I have seen Yara Chum operating the above vehicle, IM-881. Also, several recent incidents have occurred involving Yara Chum, his friends and associates, and the Hernandez family.

Ref: 07-36259-AR

17530

Entered: 10/13/2009 @ 2233 Entry ID: 353
Modified: 10/13/2009 @ 2246 Modified ID: 353

On 10/13/2009 Capt. Patalano provided me with a compact disc of the CPD dispatch broadcast that was given over the main radio channel (channel 1) to CPD Patrol units working on 7/1/2007 at approximately 2022 hrs. The broadcast dealt with information regarding the threatening of the Hernandez brothers with a handgun by Yara Chum at 204 Maplewood Ave., Cranston and details regarding the suspect, suspect vehicle, and possible location of same.

The CD, along with a printed dispatch call sheet pertaining to the above incident, was logged into evidence.

Entered: 07/01/2007 @ 2237 Entry ID: 431
Modified: 07/01/2007 @ 2335 Modified ID: 431
Approved: 07/02/2007 @ 0724 Approval ID: 281

On 07/01/07 at 2022hrs dispatch put out a broadcast over channel #1 regarding an ADW with a gun that just occurred on Maplewood Ave this city. The suspect involved in the incident was identified as Yara Chum. Chum was suppose to be operating a red honda bearing RI reg. IM881. Chum resides at 1 West Harry Street, so I responded to this location and arrived within a minute of the call. Upon arrival I located the vehicle in the driveway unoccupied. I notified dispatch and waited for back up. Officer Parker arrived on scene as I was notifying dispatch that I located the vehicle. Officer Parker and I were setting up a perimeter of the house when Chum, who I am familiar with from past experience, and two other males who were later identified as Sarath Vuthy and [REDACTED] came walking out from the back of the house towards Officer Parker and I. All three subjects were held at gunpoint until additional units arrived. Once the perimeter was secured all three subjects were taken into custody and the house was cleared. The Honda was searched by Officer Fuoroli and I for a hand gun with negative results.

Note: While securing the perimeter of the house I was posted immediately adjacent to the red Honda that Chum was allegedly driving during the ADW. The hood of the vehicle was very hot to the touch and the engine was still making a pinging noise as if the engine had just been turned off.

Entered: 07/01/2007 @ 2242 Entry ID: 429
Modified: 07/01/2007 @ 2336 Modified ID: 429
Approved: 07/02/2007 @ 0724 Approval ID: 281

On 07/01/2007 at approx 2222 hrs, I heard a broadcast involving an ADW that had just occurred involving a firearm. The suspect in the ADW was dispatched as Yara Chum, operating RI IM-881, with a possible destination of 1 West Harry St.

Officer Boucher called out at that location advising that he had the vehicle in the driveway. Upon arrival, I stood by with the suspect Yara Chum whom was seated in the rear of patrol car 122. After the house was secured, I was advised by Sgt. Carmody to respond to the home of the complainant , located at 204 Maplewood Ave.

Prior to leaving the scene, Yara's sister Manny stated that Yara told her that her that he was just going for a ride to the store.

Once at that location, I observed a small house party on the north side of the home, in the driveway. Several children and adults were cooking out on the rear deck . They pointed me in the direction of the complainants, whom were inside the duplex, on the left side. I initially spoke to [REDACTED] in the presence of his mother Ana Hernandez. He gave the following account of the incident: He stated that on today's date, at approx 2208 hrs, he and his brother were out on the rear patio of their home, sitting down, facing Whipple Ave. He saw a male whom he identified as "Yara" slowly roll up in a red Honda . The vehicle then came to a stop and the operator displayed a black handgun, pointing it at them. He said that Yara held the gun with his left hand, while his right hand was on the steering wheel. He also said that Yara was wearing a red shirt.

His brother Renee Hernandez [REDACTED] 1984, was sitting on the porch with [REDACTED] He gave the same recollection of the incident. Both males were transported to the location, 1 West Harry St as advised by the supervisor for a show up. On scene, both males positively identified him as being the suspect whom pointed the gun at them, and stated that he was the only one in the vehicle at the time of the incident.

The witnesses described the vehicle as traveling southbound on Whipple Ave, approaching Maplewood Av when he stopped parallel to their home. As soon as the complaints saw the handgun they ran into the house and did not see his direction of travel.

Complainants both advised that they know of Yara from incidents that have occurred at school.

Ana Hernandez was contacted and did respond into HQ for written statements. Both [REDACTED] and Renee did give statements indicating that they wish to pursue charges.

It should be noted that I have had previous contacts with Yara Chum, specifically on 05/20/2005. Yara Chum was the suspect in a case involving three charges with a firearm. The firearm in this case was not recovered. Please refer to 05-22724-OF/AR.

Entered: 07/01/2007 @ 2305 Entry ID: 441
Modified: 07/01/2007 @ 2327 Modified ID: 441
Approved: 07/02/2007 @ 0724 Approval ID: 281

Supplemental Narrative for Officer Josefson #441

On 7-1-07 at approximately 2022 hrs. I was dispatched to 1 West Harry St. to assist in setting up a perimeter of the house. I arrived and set up on the east side of the house. After Sgt. Carmody informed me that we no longer needed to hold the perimeter. I then got a consent to search form signed by Sochanna Chum, who is Yara's father and the owner of the residence. He stated that he would let us search Yara's room only for the hand gun. I searched the room and did not locate the firearm.

I then proceeded outside and photographed Yara's vehicle that was reportedly used during the incident on Maplewood Ave.

Entered: 07/02/2007 @ 0226 Entry ID: 444
Modified: 07/02/2007 @ 0241 Modified ID: 444
Approved: 07/02/2007 @ 0724 Approval ID: 281

OFFICERS SUPPLEMETAL REPORT

07-36259-AR

OFFICER REBEKAH WILLIAMS, # 444

07/02/2007 0227

=====

On 07/01/07 responded to 1 West Harry St. to assist other units who were with a vehicle which had reportedly been occupied by male who displayed a handgun a few minutes prior.

Prior to my arrival on scene, Officers Boucher and Parker informed units responding that they had a few individuals at gun point at that location. Officer Parker requested that a unit cover the rear of the residence. I advised that I was out at the location and would be covering the rear of the building. I covered the rear of the building until Sgt. Carmody requested that I assist with covering the front of the residence, while other units cleared the inside of the residence.

Once the residence was clear, Sgt.Carmody requested that Officer Josefson and myself keep everyone out of the suspects room. I remained posted at the suspects room, until Sgt. Brooks arrived in the apartment. I assisted Officer Josefson with a search of the suspects room for the handgun. The handgun was not located. I cleared from the scene.

NFTR